

**THE WESTON FIRM**

GREGORY S. WESTON (239944)

greg@thewestonfirm.com

JACK FITZGERALD (257370)

jack@thewestonfirm.com

888 Turquoise Street

San Diego, CA 92109

Telephone: 858 488 1672

Facsimile: 480 247 4553

**BECK & LEE BUSINESS TRIAL LAWYERS**

JARED H. BECK (233743)

jared@beckandlee.com

Courthouse Plaza Building

28 West Flagler Street, Suite 555

Miami, FL 33130

Telephone: 305 789 0072

Facsimile: 786 664 3334

Counsel for Plaintiffs

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

JUNE HIGGINBOTHAM and JENNIFER  
RED, on behalf of themselves and all others  
similarly situated,

Plaintiffs,

v.

KELLOGG COMPANY and KELLOGG  
SALES CO.,

Defendants.

Case No: 3:10-cv-00255-MMA-WVG  
Pleading Type: Class Action

**NOTICE OF DISMISSAL WITHOUT  
PREJUDICE UNDER RULE 41(a)(1)(i)**

Judge: The Hon. Michael M. Annello  
Action Filed: February 1, 2010

**TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:**

Plaintiffs June Higginbotham and Jennifer Red file notice, pursuant to Rule 41(a)(1)(i) of the Federal Rules of Civil Procedure, that the above-captioned action is DISMISSED WITHOUT PREJUDICE.

DATED: March 25, 2010

Respectfully Submitted,

s/Gregory S. Weston

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